

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
MICHAEL MURPHY

DEFENDANTS
WAPPINGERS CENTRAL SCHOOL DISTRICT, CATHEREIN DEFAZIO,
THOMAS GIORNO, JOANNE SEREDA and RONALD BROAS

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
JENNIFER S. ECHEVARRIA, ESQ.
JACOBOWITZ & GUBITS, LLP
158 Orange Avenue, P.O. Box 367, Walden, New York 12586

ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

42 USC Sections 1983, 2000e et seq, sexual harassment, hostile work environment, retaliation.

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☒ Yes ☐ Judge Previously Assigned

If yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No ☒ Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES	
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/	[] 625 DRUG RELATED
[] 120 MARINE	[] 315 AIRPLANE PRODUCT	PHARMACEUTICAL PERSONAL	SEIZURE OF PROPERTY
[] 130 MILLER ACT	LIABILITY	INJURY/PRODUCT LIABILITY	21 USC 881
[] 140 NEGOTIABLE	[] 320 ASSAULT, LIBEL &	[] 365 PERSONAL INJURY	[] 690 OTHER
INSTRUMENT	SLANDER	PRODUCT LIABILITY	
[] 150 RECOVERY OF	[] 330 FEDERAL	[] 368 ASBESTOS PERSONAL	
OVERPAYMENT &	EMPLOYERS'	INJURY PRODUCT	
ENFORCEMENT	LIABILITY	LIABILITY	
OF JUDGMENT	[] 340 MARINE	PERSONAL PROPERTY	
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT	[] 370 OTHER FRAUD	
[] 152 RECOVERY OF	LIABILITY	[] 371 TRUTH IN LENDING	
DEFAULTED	[] 350 MOTOR VEHICLE		
STUDENT LOANS	[] 355 MOTOR VEHICLE		
(EXCL VETERANS)	PRODUCT LIABILITY		
[] 153 RECOVERY OF	[] 360 OTHER PERSONAL	[] 380 OTHER PERSONAL	LABOR
OVERPAYMENT	INJURY	PROPERTY DAMAGE	[] 710 FAIR LABOR
OF VETERAN'S	[] 362 PERSONAL INJURY -	PRODUCT LIABILITY	STANDARDS ACT
BENEFITS	MED MALPRACTICE		[] 720 LABOR/MGMT
[] 160 STOCKHOLDERS		PRISONER PETITIONS	RELATIONS
SUITS		[] 483 ALIEN DETAINEE	[] 740 RAILWAY LABOR ACT
[] 190 OTHER		[] 510 MOTIONS TO	[] 751 FAMILY MEDICAL
CONTRACT	ACTIONS UNDER STATUTES	VACATE SENTENCE	LEAVE ACT (FMLA)
[] 195 CONTRACT	CIVIL RIGHTS	28 USC 2255	
PRODUCT	[] 440 OTHER CIVIL RIGHTS	[] 530 HABEAS CORPUS	[] 780 OTHER LABOR
LIABILITY	(Non-Prisoner)	[] 535 DEATH PENALTY	LITIGATION
[] 196 FRANCHISE	[] 441 VOTING	[] 540 MANDAMUS & OTHER	[] 791 EMPL RET INC
	[] 442 EMPLOYMENT		SECURITY ACT (ERISA)
	[] 443 HOUSING/	PRISONER CIVIL RIGHTS	IMMIGRATION
REAL PROPERTY	ACCOMMODATIONS	[] 550 CIVIL RIGHTS	[] 462 NATURALIZATION
[] 210 LAND	[] 445 AMERICANS WITH	[] 555 PRISON CONDITION	APPLICATION
CONDEMNATION	DISABILITIES -	[] 560 CIVIL DETAINEE	[] 465 OTHER IMMIGRATION
[] 220 FORECLOSURE	EMPLOYMENT	CONDITIONS OF CONFINEMENT	ACTIONS
[] 230 RENT LEASE &	AMERICANS WITH		
EJECTMENT	DISABILITIES -OTHER		
[] 240 TORTS TO LAND	[] 446 EDUCATION		
[] 245 TORT PRODUCT			
LIABILITY			
[] 290 ALL OTHER			
REAL PROPERTY			

Check if demanded in complaint:

☐ CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?
IF SO, STATE: Samuel Feiler v. Wappingers Central
School District et al

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: ☒ YES ☐ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- ☒ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from (Specify District)
 ☐ 6 Multidistrict Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ a. all parties represented
 ☐ b. At least one party is pro se.

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

- ☐ 1 U.S. PLAINTIFF
 ☐ 2 U.S. DEFENDANT
 ☒ 3 FEDERAL QUESTION (U.S. NOT A PARTY)
 ☐ 4 DIVERSITY

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF
CITIZEN OF THIS STATE	[]	[]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[]	[]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[]	[]
CITIZEN OF ANOTHER STATE	[]	[]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[]	[]	FOREIGN NATION	[]	[]

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

MICHAEL MURPHY, 27 Mountain View Drive, Pleasant Valley, New York 12569

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

WAPPINGERS CENTRAL SCHOOL DISTRICT, 25 Corporate Park Drive, Hopewell Junction, New York
 CATHERINE DEFAZIO, Town of Wappingers, New York
 THOMAS GIORNO, Wappingers Falls, New York
 JOANNE SEREDA, Beacon, New York
 RONALD BROAS, Middletown, New York

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☒ WHITE PLAINS ☐ MANHATTAN
 (DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 9/21/15 SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO

[X] YES (DATE ADMITTED Mo. Sept. Yr. 2013)

Attorney Bar Code #je5544

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)